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*Attorney for Jocelyn Pineda*

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,  
Plaintiff,

vs.

JOCELYN PINEDA  
Defendant.

CASE NO: 2:17-cr-258-APG-GWF  
**STIPULATION TO CONTINUE  
SENTENCING**  
(Second Request)

IT IS HEREBY STIPULATED AND AGREED by JOCELYN PINEDA, by and through her attorney, JAMES A. ORONOZ, ESQ., and the United States of America, by and through RICHARD ANTHONY LOPEZ, ESQ., Assistant United States Attorney, that the sentencing hearing currently scheduled for October 9, 2018, at 10:00 a.m., be vacated and continued at least thirty (30) days past the current sentencing date to a date and time that is convenient to this Honorable Court.

The request for a continuance is based upon the following:

1. Counsel for Defendant Pineda is still in the process of completing mitigation work required for the sentencing hearing. Specifically, Counsel requires additional time to finish conducting additional meetings and gathering necessary documentation for the sentencing hearing.

- 1           2.     Defendant JOCELYN PINEDA is in custody, and she has no objection to the  
2           continuation.
- 3           3.     Defense Counsel for JOCELYN PINEDA, has spoken to AUSA Richard  
4           Anthony Lopez, and he agrees to the continuance.
- 5           4.     The additional time requested herein is not sought for purposes of delay.
- 6           5.     The additional time requested by this Stipulation to Continue Sentencing is  
7           reasonable pursuant to Fed.R.Crim.P. 32(b)(2), which states that the “court may,  
8           for good cause, change any time limits prescribed by this rule.”
- 9           6.     Additionally, denial of this request for continuance could result in a miscarriage  
10          of justice.

11           DATED: October 5, 2018

12          Respectfully submitted,

13          /s/ James A. Oronoz

14          James A. Oronoz, Esq.  
15          Oronoz & Ericsson, LLC  
16          1050 Indigo Drive, Suite 120  
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18          Attorney for Jocelyn Pineda

/s/ Richard Anthony Lopez

            Richard Anthony Lopez, Esq.  
            Assistant United States Attorney  
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            Attorney for the United States of America

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**FINDINGS OF FACT, CONCLUSIONS  
OF LAW, AND ORDER**

**FINDINGS OF FACT**

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds:

1. Counsel for Defendant Pineda is still in the process of completing mitigation work required for the sentencing hearing. Specifically, Counsel requires additional time to finish conducting additional meetings and gathering necessary documentation for the sentencing hearing.
2. Defendant JOCELYN PINEDA is in custody, and she has no objection to the continuance.
3. Defense Counsel for JOCELYN PINEDA, has spoken to AUSA Richard Anthony Lopez, and he agrees to the continuance.

4. The additional time requested herein is not sought for purposes of delay.

5. The additional time requested by this Stipulation to Continue Sentencing is reasonable pursuant to Fed.R.Crim.P. 32(b)(2), which states that the “court may, for good cause, change any time limits prescribed by this rule.”

6. Additionally, denial of this request for continuance could result in a miscarriage of justice.

## CONCLUSION OF LAW

The ends of justice served by granting said continuance outweigh the best interests of the public in proceeding with the sentencing hearing as scheduled, since the failure to grant said continuance would be likely to result in a miscarriage of justice at the sentencing hearing, taking into account the exercise of due diligence.

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**ORDER**

IT IS THEREFORE ORDERED that the sentencing currently scheduled for October 9, 2018, at the hour of 10:00 a.m. be vacated and continued to the 12th day of December, 2018, at the hour of 9:30 a.m. in Courtroom 6C.

DATED AND DONE this 9th day of October, 2018.

  
UNITED STATES DISTRICT JUDGE